

1 VAUGHT & BOUTRIS, LLP
2 Jon R. Vaught, Esq., SB# 114590
3 Basil J. Boutris, Esq., SB# 122758
4 Attorneys at Law
5 80 Swan Way, Suite 320
6 Oakland, California 94621
7 Telephone: (510) 430-1518

8 Attorneys for the Plaintiffs

9 KEVIN V. RYAN (CSBN 118321)
10 United States Attorney

11 JAY R. WEILL (CSBN 75434)
12 Assistant United States Attorney
13 Chief, Tax Division

14 CYNTHIA STIER (DCBN 423256)
15 Assistant United States Attorney

16 450 Golden Gate Avenue, Box 36055
17 San Francisco, California 94102
18 Telephone: (415) 436-7000
19 Facsimile: (415) 436-6718

20 Attorneys for the Defendant

21 UNITED STATES DISTRICT COURT
22 NORTHERN DISTRICT OF CALIFORNIA
23 SAN FRANCISCO DIVISION

24 HERBERT A. WENKS and
25 JAYDEAN WENKS.

26 Plaintiffs,

27 v.

28 UNITED STATES OF AMERICA.

Defendant.

Case No. C-04-4846 JSW

**PARTIES' STIPULATION TO
DISMISS ACTION WITH PREJUDICE
AND [REDACTED] ORDER THEREON**

IT IS HEREBY STIPULATED AND AGREED, pursuant to the settlement agreement entered into by the parties hereto, that the above-captioned matter, may and should be dismissed with prejudice, with each party to bear its own costs and attorneys' fees.

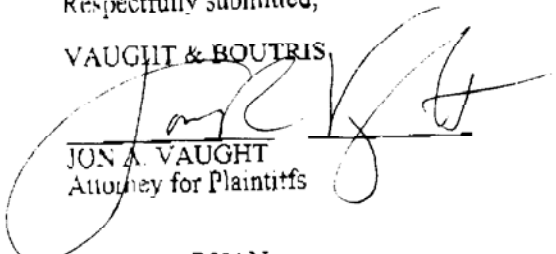
*Parties' Stipulation to Dismiss
Action with Prejudice and
[REDACTED] Order Thereon
C-04-4846 JSW*

1 IT IS SO STIPULATED.

2 Respectfully submitted,

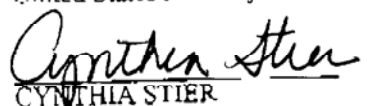
3 VAUGHT & BOUTRIS

4 Date: 10-7-05

5 
JON A. VAUGHT
Attorney for Plaintiffs

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7 KEVIN V. RYAN
United States Attorney

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9 Dated: 10-11-05

10 
CYNTHIA STIER
Assistant U.S. Attorney
Attorneys for the Defendant United States of
11 America

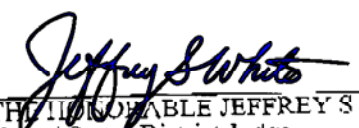
12 ORDER OF DISMISSAL

13 Pursuant to the Stipulation of the Parties, as reflected above, this action is **DISMISSED**
14 **WITH PREJUDICE**, each side to bear its own costs and attorneys' fees.

15 The Clerk of the Court is ordered to close the file.

16 IT IS SO ORDERED.

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19 Dated: November 3, 2005

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THE HONORABLE JEFFREY S. WHITE
United States District Judge

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Parties' Stipulation to Dismiss
Action with Prejudice and
[REDACTED] Order Thereon
C-04-4846 JSW